



the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552, marking them with an endorsement designated “Confidential Treatment Under FOIA Requested by [Investor I].”

4. On October 17, 2019, the SEC served Investor I with a subpoena commanding the reproduction of the records that Investor I had voluntarily produced, along with additional records regarding Telegram Group Inc. and Ton Issuer Inc.

5. On November 8, 2019, Investor I responded with a production of records to the SEC. Once again, Investor I requested confidential treatment for all of those documents under FOIA, marking them with an endorsement designated “Confidential Treatment Under FOIA Requested by [Investor I].”

6. Investor I has diligently and consistently communicated to the SEC, through counsel, that its records are highly confidential and should be treated as such. The endorsement on PX152 does not mention the Court’s November 12, 2019 protective order (ECF No. 36) only because that order was not entered until four days after the document was produced.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on February 4, 2020 in Seattle, Washington.



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Andrew R. Escobar